



Attorney Ref: 394A US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** : Rivera et al  
**Serial No.** : 09/733,368  
**Filed.** : December 8, 2000  
**Examiner** :  
**Group Art Unit** : 1645  
**For** : *Methods for High Level Expression of Genes  
in Primates*

Assistant Commissioner for Patents  
Washington, DC 20231

August 3, 2001

**Information Disclosure Statement Under 37 CFR §1.97(B)**

Applicants and their agents/attorneys are aware of the following publications and information, and in accordance with 37 C.F.R. § 1.97 and § 1.98, wish to make them of record. Form PTO-1449 is enclosed.

The Examiner is respectfully requested to initial the space adjacent to each documents on the PTO-1449 form and return a copy of the PTO-1449 form to confirm that these documents have been considered by the Examiner and made of record in this application.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicants understand the Examiner will make an independent evaluation of the cited publications.

No additional costs are believed to be due in connection with the filing of this disclosure. However, please charge any necessary fees to our Deposit Account No. 01-2315.

Should there be any questions after review of this paper, the Examiner is invited to contact the undersigned at (617) 494-0400 x266.

Respectfully submitted,

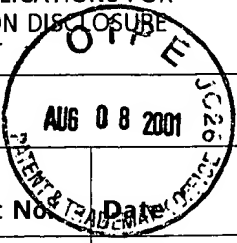
David L. Bernstein, Reg. No. 31,235  
ARIAD Pharmaceuticals, Inc.  
26 Landsdowne Street  
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Facsimile: 617-494-0208

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Form PTO-1449 (Modified)  LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	ATTY. DOCKET NO. <b>394A US</b>	SERIAL NO. <b>09/733,368</b>
	APPLICANT: Rivera et al.	
	FILING DATE: 12/08/00	GROUP 1645



**U.S. PATENT DOCUMENTS**

Exam Init	Ref Des	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
		4,828,987	05/09/89	Kopchick			

**FOREIGN PATENT DOCUMENTS**

Exam Init	Ref Des	Country & Doc. No. (11)	Pub. Date (43)	Name	Class	Sub Class	Translation Yes	No
		WO 00/43498	07/27/00	Reid et al.				
		WO 98/44129	10/08/98	Boyle et al.				
		WO 95/22616	08/24/95	Barneoud et al.				
		WO 94/29469	12/22/94	Nabel et al.				
		FR 2 716 460-A1	08/25/95	Barneoud et al.				

**OTHER ART**

Author, Title, Date, Publication, Pertinent Pages

		Abstract of Patent JP 63028386; Ito et al., 06/02/88 Publication Date (43)

\* a copy of this reference is not provided as it was previously cited by or submitted to the office in the parent case, Patent No. \_\_\_\_\_, filed \_\_\_\_\_ and relied upon for an earlier filing date under 35 U.S.C. 120.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.



GP/1645

PHS

Attorney Ref #: 394A US

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Assistant Commissioner of Patents  
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## TRANSMITTAL LETTER

Sir:

Applicant hereby files the following documents on this date:

- Information Disclosure Statement Under 37 CFR §1.97(B)
- Form 1449
- Copies of References listed in Form 1449

Respectfully submitted,

David L. Berstein, Reg No. 31,235  
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I hereby certify that this paper is being deposited with the United States Postal Service via First Class Mail under 37 CFR 1.10 on the date indicated above and is addressed to, Assistant Commissioner for Patents, Washington, DC 20231.

Signed: Date: August 6, 2001  
Sue Wilson